

MINUTES

**SPECIAL MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
MAY 21, 2010
10:00 A.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS	-	SUPERVISOR
MARY LOU PEW	-	COUNCILWOMAN
EDWARD KRYCIA, JR.	-	COUNCILMAN (<i>Absent</i>)
VINCENT V. VACCO	-	COUNCILMAN
RICHARD S. VENTRY	-	COUNCILMAN

OTHERS PRESENT:

Lisa Greiner	-	Administrative Assistant
Steven Waldvogel	-	CRA

Call To Order:

Supervisor Nellis called the Special Meeting of the Eden Town Board to order at 10:00 A.M.

Pledge of Allegiance:

Supervisor Nellis led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence.

Supervisor Nellis read the following resolution:

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
JUNE 9, 2010**

WHEREAS, the Town Board of the Town of Eden (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Eden Consolidated Water District and Water District Nos. 1, 2, 3, 3A and 4 (collectively, the "Districts"), and has directed CRA Infrastructure & Engineering, Inc., a subsidiary of Conestoga-Rovers & Associates, a professional engineering firm licensed in New York, to prepare an addendum to the map, plan and report, dated July 2007, and revised May, 2008, for the District water improvements, along Route 62 and Shadagee Road, including but not limited to, the construction of a pump station, the installation of a 16-inch transmission main along Shadagee Road, and the installation of approximately 3,500 feet of 10-inch waterline and 1,000 feet of 12-inch waterline, the replacement of hydrants, service lateral reconnections, and appurtenances, and all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto, (the "District Improvement"); and pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such addendum to the map, plan and report for said joint increase and improvement of facilities of the District and has estimated the increased total cost thereof to be a maximum amount of \$6,780,000 said increased cost to be financed by the issuance of serial bonds of the Town in the amount of \$6,780,000, offset by any federal, state, county and/or local funds received; and

WHEREAS, the project cost has increased from \$5,280,000 to \$6,780,000 due to an increase in bid prices received for the District Improvement and such amended and revised map, plan and report is on file at the office of the Town Clerk, and available for public inspection at said location; and

WHEREAS, such amended map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above; and

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Eden will be held at the Town Hall, 2795 East Church Street, Eden, New York, on June 9, 2010 at 8:00 p.m. o'clock P.M. (prevailing Time) to consider said joint increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an amount not to exceed \$6,780,000, said amount to be offset by any federal, state, county and/or local funds received; and be it

FURTHER ORDERED, that the Town Board has determined that said increased cost shall be annually apportioned among the districts by the Town Board, and unless paid from other sources, the amounts so apportioned shall be assessed, levied and collected from the several lots and parcels of land within each such district for such purpose in the same manner and at the same time as other town charges, except as otherwise provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing

MOTION was made by Councilman Vacco to accept the resolution as presented; seconded by Councilman Ventry; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Adjournment:

MOTION was made by Councilwoman Pew to adjourn the Regular Meeting of the Eden Town Board; seconded by Councilman Ventry; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis adjourned the Special Meeting of the Eden Town Board at 10:20 A.M.

Respectfully submitted by,

Lisa Greiner
Administrative Assistant

May 21, 2010